

ONE HUNDRED SIXTH LEGISLATURE - FIRST SESSION - 2019
COMMITTEE STATEMENT
LB734

Hearing Date: Monday March 04, 2019
Committee On: General Affairs
Introducer: Hunt
One Liner: Provide for licensure of charter bus services under the Nebraska Liquor Control Act

Roll Call Vote - Final Committee Action:
Advanced to General File with amendment(s)

Vote Results:
Aye: 6 Senators Blood, Brandt, Briese, Hunt, Moser, Wayne
Nay:
Absent:
Present Not Voting: 2 Senators Lowe, Arch

Oral Testimony:

Proponents:

Megan Hunt
Hobert Rupe
Les Meyer
Chris Wagner

Representing:

Introducer
Nebraska Liquor Control Commission
NE Wine and Grape Growers
Project Extra Mile

Opponents:

Lori Hiebner
Joel Bisgard
Tammy Casey

Representing:

Leisure Limousine
Party Bus Nebraska
Elite Party Buses

Neutral:

Representing:

Summary of purpose and/or changes:

LB734 puts charter bus services within the Liquor Control Act and creates a charter bus service license for services that wish to have alcohol on their buses. LB734 sets out rules and requirements for obtaining and maintaining such a license. LB734 makes the following section by section changes.

Section One of the Bill: Amends section 53-101 to include section 5 of this act in the Nebraska Liquor Control Act.

Section Two of the Bill: Amends section 53-117 to add charter bus services to the list of licenses that the Liquor Control Commission may issue, suspend, cancel and revoke.

Section Three of the Bill: Amends section 53-117.07 to add charter bus services to the requirement that proceedings for the suspension, cancellation or revocation of such licenses shall be before the commission.

Section Four of the Bill: Amends section 53-123 to add a charter bus service license as a license type that may be issued by the commission.

Section Five of the Bill: Sets out the parameters for the issuance of a charter bus liquor license. Specifies that the

commission may issue a license to any person holding a certificate of public convenience and necessity issued by the Public Service Commission to operate a charter bus service which authorizes the holder thereof to allow the consumption of alcoholic liquor in its charter buses by individuals who are 21 years of age or older. Each license shall keep a duplicate of such license posted in each charter bus where such alcoholic liquor is consumed. Each license shall expire on April 30 of each year and is good throughout this state only. Only one license shall be required for all charter buses operated in this state by the same owner. No further license shall be required or tax levied by any county, city, or village for the privilege of allowing consumption of alcoholic liquor in such buses.

Section Six of the Bill: Amends section 53-124 to add a charter bus service license to the type of licenses the commission shall issue if they so approve and sets out that the commission shall charge one dollar for a duplicate charter bus service license shall.

Section Seven of the Bill: Amends section 53-124.01 which sets out the annual license fees. Adds a charter bus service annual license fee of \$75.

Section Eight of the Bill: Amends section 53-125 to add charter bus service licenses to a license exception that such a license can be held by a person who is not a resident of Nebraska

Section Nine of the Bill: Amends section 53-130 adds charter bus service licenses to the requirements that must be met for a new license to be issued.

Section Ten of the Bill: Repeals original sections.

Explanation of amendments:

LB734 as amended inserts special party after "charter" in all necessary sections to ensure special party buses are also included in the licensing requirement.

Tom Briese, Chairperson